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11	Counsel for Plaintiff T-Mobile U.SA., Inc.	
12	LD HATED CALL	THE DISTRICT COLUMN
13	UNITED STATES DISTRICT COURT	
14	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
15	SAN FRANCISCO DIVISION	
16		
17	T-MOBILE U.S.A., INC.,) CASE NO. 11-cv-2591-SI LEAD CASE NO. M:07-cv-1827-SI
18	Plaintiff,) STIPULATION OF
19	v.) EXTENSION OF TIME TO RESPOND) TO COMPLAINT,
20	AU OPTRONICS CORPORATION, et al.,) WAIVER OF SERVICE, AND) [PROPOSED] ORDER
21	Defendants.) Honorable Susan Y. Illston
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28 Sullivan		OTIBLILATION OF EVTENDION OF T
& CROMWELL LLP		STIPULATION OF EXTENSION OF T TO RESPOND TO COMPLAINT, WAIVER OF SERV CASE NO. 11-CV-259

STIPULATION OF EXTENSION OF TIME TO RESPOND TO COMPLAINT, WAIVER OF SERVICE CASE NO. 11-CV-2591-SI

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1	WHEREAS the undersigned counsel, on behalf of plaintiff T-Mobile U.S.A., Inc. ("T-
2	Mobile"), filed a complaint in the above-captioned case against Philips Electronics North America
3	Corporation ("PENAC"), among other defendants, on April 18, 2011 ("Complaint");
4	WHEREAS T-Mobile wishes to avoid the burden and expense of serving process on
5	PENAC;
6	WHEREAS PENAC desires a reasonable amount of time to respond to the Complaint;
7	WHEREAS T-Mobile and multiple defendants ("Stipulating Defendants"), not including
8	PENAC, in the above-captioned case executed the Corrected Stipulation of Extension of Time to
9	Respond to Complaint, Waiver of Service, and [Proposed] Order stipulation (Dkt. #25) on June 17,
10	2011, for which an Order (Dkt. #26) was signed by this Court on June 28, 2011, extending the deadline
11	to move to dismiss, answer, or otherwise respond to the Complaint to 90 days from the execution of that
12	stipulation, subject to Federal Rule of Civil Procedure 6(a)(1); and
13	WHEREAS T-Mobile and PENAC believe that proceeding on a response date unified
14	with the aforementioned Stipulating Defendants will create efficiency for the Court and the parties by
15	reducing duplicative motion practice;
16	THEREFORE, T-Mobile and PENAC hereby agree:
17	1. PENAC waives service of the Complaint under Federal Rule of Civil Procedure
18	4(d). This stipulation does not constitute a waiver by PENAC of any other substantive or procedural
19	defense, including but not limited to the defense of lack of personal or subject matter jurisdiction and
20	improper venue.
21	2. PENAC's deadline to move to dismiss, answer, or otherwise respond to the
22	Complaint will be 90 days from the execution of the Corrected Stipulation of Extension of Time to
23	Respond to Complaint, Waiver of Service, and [Proposed] Order stipulation (Dkt. #25), subject to
24	Federal Rule of Civil Procedure 6(a)(1).
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	<u> </u>

SULLIVAN & CROMWELL LLP

1	DATED this 4th day of August, 2011
2	
3	By: <u>/s/ Brendan P. Cullen</u> Brendan P. Cullen (SBN 194057)
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8	North America Corporation
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26	Counsel for Plaintiff T-Mobile U.S.A., Inc.
27	
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1	SO ORDERED this _5TH _{day of AUGUST} , 2011.
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3	By: Suran Selaton
4	By: Ollina December 1
5	Honorable Susan Y. Illston
6	
7	
8	I, Brendan P. Cullen, am the ECF User whose ID and password are being used to file this
9	Stipulation of Extension of Time to Respond to Complaint, Waiver of Service, and [Proposed] Order.
10	In compliance with General Order 45, X.B., I hereby attest that Parker C. Folse III has concurred in this
11	filing.
12	
13	Dated: August 4, 2011 S Brendan P. Cullen Brendan P. Cullen
14	Brendan F. Cunen
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	STIPLI ATION OF EXTENSION OF TIME

SULLIVAN & CROMWELL LLP